



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Leushner et al.

Serial No.: 09/802,110

Filed: March 7, 2001

For: Method, Composition and Kit for Detection of Microorganisms and Bidirectional Sequencing of Nucleic Acid Polymers

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VGEN.P-058-2

RESPONSE TO NOTICE TO FILE MISSING PARTS

This is in response to the Notice to file missing parts mailed April 26, 2001 for the above-captioned application. Applicants request a four month extension of time to reply to the Notice to file missing parts. Applicants enclose the following:

- (1) a Preliminary Amendment which increases the number of claims to 24, thus requiring payment of the fees for an additional 4 dependent claims;
- (2) a replacement paper copy of the sequence listing with updated attorney address and application serial number information and a sequence listing diskette. The undersigned certifies that the content of the diskette and the replacement paper sequence listing are the same. Please substitute the replacement sequence listing for the paper listing as originally filed.

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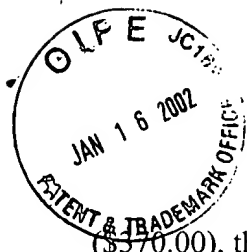
DATE:



I hereby certify that this paper and any attachments named herein are being deposited with the US Postal Service as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on October 26, 2001.

Marina T. Larson  
Marina T. Larson, PTO Reg. No. 32,038

October 26, 2001  
Date of Signature



VGEN.P-058-2

(3) a check in the amount of \$1,191.00 representing the basic filing fee (\$570.00), the additional claim fee (\$36.00), the extension fee (\$720.00) and the surcharge for late payment of the filing fee (\$65.00) as a small entity. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 15-0610.

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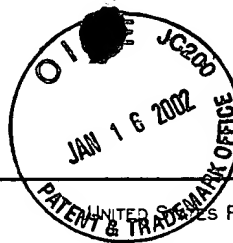
Respectfully submitted,

Marina T. Larson, Ph.D.  
Pat. Off. Reg. No. 32,038  
Attorney for Applicant

(970) 468-6600



## UNITED STATES PATENT AND TRADEMARK OFFICE



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/802,110	03/07/2001	James Leushner	VGEN.P-058-2

021121  
OPPEDAHL AND LARSON LLP  
P O BOX 5068  
DILLON, CO 80435-5068

CONFIRMATION NO. 5580

## FORMALITIES LETTER



\*OC00000006011682\*

Date Mailed: 04/26/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- o The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- o To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- o **The balance due by applicant is \$ 840.**
- o This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- o A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice MUST be returned with the reply.*

  
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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE